

1976

c 36 The Residential Premises Rent Review Amendment Act, 1976

Ontario

© Queen's Printer for Ontario, 1976

Follow this and additional works at: http://digitalcommons.osgoode.yorku.ca/ontario_statutes

Bibliographic Citation

The Residential Premises Rent Review Amendment Act, 1976, SO 1976, c 36

Repository Citation

Ontario (1976) "c 36 The Residential Premises Rent Review Amendment Act, 1976," *Ontario: Annual Statutes*: Vol. 1976, Article 41.

Available at: http://digitalcommons.osgoode.yorku.ca/ontario_statutes/vol1976/iss1/41

This Statutes is brought to you for free and open access by the Statutes at Osgoode Digital Commons. It has been accepted for inclusion in Ontario: Annual Statutes by an authorized administrator of Osgoode Digital Commons.

CHAPTER 36

An Act to amend The Residential Premises Rent Review Act, 1975 (2nd Session)

Assented to May 21st, 1976

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Residential Premises Rent Review Act, 1975* ^{s. 1, amended} (2nd Session), being chapter 12, is amended by adding thereto the following subsection:

(2) For the purposes of this Act, where the rent is increased in respect of residential premises occupied under a tenancy agreement for a periodic tenancy, the tenancy agreement shall be deemed to be renewed on the date the increase in the rent takes effect. ^{Renewal of periodic tenancy}

- 2.—(1) Subsection 2 of section 5 of the said Act, is amended by ^{s. 5 (2), amended} adding at the commencement thereof "Subject to subsection 2a and".

- (2) The said section 5, as amended by the Statutes of ^{s. 5, amended} Ontario, 1976, chapter 2, section 2, is further amended by adding thereto the following subsection:

(2a) Where no order of a Rent Review Officer is in effect, no increase permitted under subsection 2 shall be charged to take effect within one year after the latest date upon which an increase within the limit prescribed by subsection 1 takes effect, except upon the order of a Rent Review Officer applied for under subsection 3. ^{Second increase in same year}

- (3) Subsection 3 of the said section 5, as amended by the ^{s. 5 (3), amended} Statutes of Ontario, 1976, chapter 2, section 2, is further amended by striking out "or 2" in the sixth line and inserting in lieu thereof "2 or 2a".

- (4) Subsection 4 of the said section 5, as amended by the ^{s. 5 (4), amended} Statutes of Ontario, 1976, chapter 2, section 2, is further

amended by striking out "and 2" in the tenth line and inserting in lieu thereof "2 and 2a".

s. 5 (5) (a),
amended

- (5) Clause *a* of subsection 5 of the said section 5 is amended by striking out "and 2" in the fourth line and inserting in lieu thereof "2 and 2a".

s. 7 (3) (c),
amended

3. Clause *c* of subsection 3 of section 7 of the said Act is amended by adding at the end thereof "and so continue until the full amount of the order has been satisfied".

s. 8,
amended

4. Section 8 of the said Act is amended by striking out "and 2" in the third line and inserting in lieu thereof "2 and 2a".

s. 14 (1),
amended

- 5.—(1) Subsection 1 of section 14 of the said Act is amended by adding thereto the following clauses:

(aa) situate in a building or project owned or operated by,

R.S.O. 1970,
c. 378

(i) a hospital approved under *The Public Hospitals Act* as a public hospital,

(ii) a religious institution for a charitable use on a non-profit basis, or

(iii) a non-profit educational institution for the purpose of providing accommodation for its students or staff for educational purposes, except that, where the tenant is a student or a member of the staff at the institution and the students or staff, as the case may be, have a recognized council or association, this exemption does not apply in respect of a rent increase unless the institution files with the Rent Review Officer, before notice of the rent increase is given, a statement certifying that there has been consultation with the council or association, as the case may be, respecting the increase;

(ab) situate in a building or project owned, operated or administered by or on behalf of the Government of Canada or Ontario or a municipality including a regional, district or metropolitan municipality, or any agency thereof;

(d) that is a mobile home or mobile home site that was not occupied as residential premises before the 1st day of January, 1976.

- (2) Clause *c* of subsection 1 of the said section 14 is amended ^{s. 14 (1) (c).} amended by inserting after "as" in the second line "rented".
- (3) Every order made under *The Residential Premises Rent Review Act, 1975 (2nd Session)* before this Act receives ^{Previous orders annulled 1975 (2nd Sess.), c. 12} Royal Assent in respect of premises exempted by subsection 1 is void and of no effect.
6. Clause *b* of subsection 1 of section 16 of the said Act is ^{s. 16 (1) (b).} amended by inserting after "tenant" in the first line "or by a tenant to a tenant".
7. Section 17 of the said Act is amended by striking out " or 2" ^{s. 17, amended} in the second line and inserting in lieu thereof "2 or 2a".
- 8.—(1) This Act, except sections 1 and 5, comes into force on the ^{Commence-} day it receives Royal Assent.
- (2) Sections 1 and 5 shall be deemed to have come into force ^{Idem} on the 29th day of July, 1975.
9. This Act may be cited as *The Residential Premises Rent* ^{Short title} *Review Amendment Act, 1976.*

